

TOWN OF BUCKEYE
REGULAR COUNCIL MEETING

NOVEMBER 16, 2004

AGENDA

Town Council Chambers
100 .Apache Road
Buckeye, AZ 85326
7:00 p.m.

Accessibility for all persons with disabilities will be provided upon request. Please telephone your accommodation request (623 386-4691) 72 hours in advance if you need a sign language interpreter or alternate materials for a visual or hearing impairment. (TDD 623 386-4421)

Members of the Town Council will either attend in person or by telephone conference call or video presentation. Items listed may be considered by the Council in any order.

1. Call to Order/Roll Call/Pledge of Allegiance.

Council Action: None.

2. Comments from the Public – Members of the audience may comment on any item of interest.

Council Action: None. Open Meeting Law does not permit Council discussion of items not specifically on the agenda.

Approval of items on the Consent Agenda – All items with an (*) are considered to be routine matters and will be enacted by one motion and vote of the Town Council. There will be no separate discussion of these items unless a Councilmember requests, in which event the item will be removed from the consent agenda and considered in its normal sequence.

CONSENT AGENDA

***3. Council to consider approval of the minutes of the November 2, 2004 Council workshop and regular meeting.**

***4. Council to consider invoices due by the Town for payment. Copies of invoices are available at Town Hall.**

5. NEW BUSINESS

***5A. Council to consider and if advisable, approve an Intergovernmental Agreement between the Town of Buckeye and Maricopa County for the traffic signal design and installation at the intersection of MC 85 and Miller Road.**

***5B. Council to consider and if advisable adopt Resolution 58-04 implementing measures to reduce reentrained dust emissions from targeted paved road in the revised PM-10 state implementation plan for the Salt River area and read by title only.**

***5C. Council to consider and if advisable adopt Resolution 59-04 approving the Intergovernmental Agreement between the Town of Buckeye, City of Avondale, City of Surprise, and the City of Tolleson for the data sharing between their respective police departments through the use of the Spillman Technologies Alliance Module and read by title only.**

***5D. Council to consider and if advisable renew the professional services contract to provide auditing services to the Town of Buckeye.**

***5E. Council to consider and if advisable approve the Special Event License Application requested by DMB Associates, Inc. – Verrado for Hometown Holidays to be held on December 3rd and 4th from 5:00 p.m. to 9:00 p.m.**

***5F. Council to consider and if advisable approve the Special Event License Application requested by St. Henry's Church**

*Council Action: Motion to approve items *3, *4, *5A, *5B, *5C, *5D, *5E, and *5F.*

NON CONSENT AGENDA

5. OLD BUSINESS

5G. Council to consider and if advisable adopt Ordinance 52-04 increasing the corporate limits of the Town of Buckeye Arizona and read by title only. Request by Kevin Whitenack, Cowley Companies, for the annexation of approximately 157 acres located at the southeast corner of Broadway Road and Rooks Road. COWLEY COMPANIES A04-11

Council Action: Discussion and possible motion.

5H. Council to consider and if advisable adopt Ordinance 53-04 amending the Land Use District Map of the Town of Buckeye, Arizona and read by title only. Request by Kevin Whitenack, Cowley Companies, for the rezoning of approximately 141 acres from R-43, Maricopa County, to Planned Residential and approximately 16 acres to Commercial Center. This property is generally located at the southeast corner of Broadway Road and Rooks Road in the northwest quarter of Section 30, Township 1 North, Range 3 West, of the Gila and Salt River Base and Meridian, Maricopa County. COWLEY COMPANIES RZ04-239

Council Action: Discussion and possible motion.

NEW BUSINESS

5I. Council to consider and if advisable, adopt Ordinance 54-04 increasing the corporate limits of the Town of Buckeye, Arizona and read by title only. Request by B.I.F. Buckeye, L.L.C. and Sun Valley Partners, L.L.C. for the annexation of approximately 114 acres located northeast from the intersection alignment of the 323rd Avenue and McDowell Road and also generally located in the southwest quarter of Section 35, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County. B.I.F. BUCKEYE, L.L.C. and SUN VALLEY PARTNER, L.L.C. A04-15

Council Action: Discussion and possible motion.

5J. Council to consider and if advisable, adopt Ordinance 55-04 amending the Land Use District Map of the Town in an area located generally northeast of the intersection alignment of 323rd Avenue and McDowell Road from RR, Rural Residential, to PC, Planned Community and read by title only. Request by B.I.F. Buckeye L.L.C. and Sun Valley Partners, L.L.C. rezoning 114 acres as generally located in the southwest quarter of Section 35, Township 2 North, Range 5 West of the Gila and Salt River Base and Meridian, Maricopa County. B.I.F. BUCKEYE L.L.C. and SUN VALLEY PARTNERS L.L.C. RZ04-259A

Council Action: Discussion and possible motion.

5K. Council to consider and if advisable, adopt Ordinance 56-04 amending the Land Use District Map of the Town of Buckeye in an area generally located northeast of the intersection alignment of Thomas Road and Bruner Road from GC, General Commerce, to PC, Planned Community and read by title only. Request by B.I.F. Buckeye L.L.C. and Sun Valley Partners, L.L.C. for the rezoning of approximately 158 acres from GC, General Commerce, to PC, Planned Community in an area located in the southwest quarter of Section 8, Township 2 North, Range 4 West of the Gila and Salt River Base and Meridian, Maricopa County. B.I.F. Buckeye L.L.C. and SUN VALLEY PARTNERS L.L.C. RZ04-259B

Council Action: Discussion and possible motion.

5L. PUBLIC HEARING – A public hearing will be conducted to hear citizen input on the request by Leroy Thatcher for the annexation of approximately 1 acre of land generally located west of Rainbow Road and north of Lower Buckeye Road (2433 South 227th Avenue) into the Town of Buckeye. THATCHER A04-23

Council Action: Discussion only.

5M. PUBLIC HEARING – A public hearing will be conducted to hear citizen input on the request by Kevin Whitenack, Cowley Companies for the annexation of approximately 125 acres generally located south of I-10 and east of Wilson Road into the Town of Buckeye. COWLEY COMPANIES A04-24

Council Action: Discussion only.

5N. Council to consider and if advisable, adopt Ordinance 57-04 increasing the corporate limits of the Town of Buckeye and read by title only. Request by James Parker/George Yeh for the annexation of approximately 15 acres of land generally located at the south of Beloit Road and west of Apache Road. JAMES PARKER/GEORGE YEH A04-10

Council Action: Discussion and possible motion.

5O. Council to consider and if advisable, adopt Ordinance 58-04 amending the Land Use District Map of the Town of Buckeye on 15 acres generally located south of Beloit Road and west of Apache Road from R-43, Maricopa County, to GC, General Commerce and read by title only. JAMES PARKER/GEORGE YEH RZ04-233

Council Action: Discussion and possible motion.

5P. Council to consider and if advisable, adopt Ordinance 59-04 amending the Land Use District Map of the Town on 11 acres generally located at the northwest corner of Perryville Road and Lower Buckeye Road in the southwest quarter of Section 16, Tract 37, Township 1 North, Range 2 West, of the Gila and Salt River Base and Meridian, Maricopa County from R-43, Maricopa County, to CC, Commercial Center. Request by Rob Rosztoczy of Stotz Farms. ROSZTOCZY RZ04-351

Council Action: Discussion and possible motion.

5Q. Council to consider and if advisable, adopt Ordinance 60-04 increasing the corporate limits of the Town of Buckeye and read by title only. Request by Sunwest Valley Developers for the annexation of 135 acres generally located at the northeast corner of Rooks Road and Broadway Road. SUNWEST VALLEY DEVELOPERS A04-21

Council Action: Discussion and possible motion.

5R. Council to consider and if advisable, adopt Ordinance 61-04 increasing the corporate limits of the Town of Buckeye and read by title only. Request by Jason Weber of KB Homes on behalf of Grace Youngker, B. Bar G. Farms L.L.L.P. and Marven Investments for the annexation of approximately 272 acres generally located at the southwest corner of Broadway Road and Miller Road. COPPER FALLS A04-14

Council Action: Discussion and possible motion.

5S. Council to consider and if advisable, adopt Ordinance 62-04 amending the Land Use District Map of the Town of Buckeye of 272 acres in an area generally southwest from the intersection of Broadway and Miller Road from the RR, Rural Residential to the PC, Planned Community and read by title only. Request by Jason Weber of KB Homes on behalf of Grace Youngker, B. Bar G. Farms L.L.L.P., and Marven Investments. COPPER FALLS RZ04-254

Council Action: Discussion and possible motion.

5T. Council to consider and if advisable, adopt Ordinance 63-04 increasing the corporate limits of the Town of Buckeye and read by title only. Request by Steve Kellogg of Coe & Van Loo, representing Shea Homes & Youngkers Farms for the annexation of approximately 850 acres generally located south of Lower Buckeye Road, east of Watson, mostly west of Miller Road, and

north of the RID Canal. SHEA HOMES & YOUNGKERS FARMS A04-19

Council Action: Discussion and possible motion.

5U. Council to consider and if advisable, adopt Ordinance 64-04 increasing the corporate limits of the Town of Buckeye and read by title only. Request by Trimark, Rooks & Southern L.L.C. for the annexation of approximately 120 acres generally located northeast from the intersection of Rooks Road and Southern Road. TRIMARK, ROOKS & SOUTHERN L.L.C. A04-20

Council Action: Discussion and possible motion.

5V. Council to consider and if advisable, adopt Ordinance 65-04 amending the Land Use District Map of the Town of Buckeye of 160 acres in an area generally located northwest from the Wilson Road and Thomas Road intersection right-of-way alignments from GC, General Commerce to PC, Planned Community and read by title only. ELIANTO RZ04-256

Council Action: Discussion and possible motion.

5W. Council to consider and if advisable, adopt Ordinance 66-04 approving a Major Amendment to the Tartesso North Master Plan and approval of the Development Agreement and authorizing the Mayor to sign such documents. Request by Manjula Vaz of Gammage & Burnham on behalf of Lennar Communities Development Inc. ELIANTO CMPA04-120

Council Action: Discussion and possible motion.

5X. Public Hearing – A public hearing will be conducted to hear citizen input on the proposed intention to assess new, and increase existing, development fees.

Council Action: None.

6. Town Manager's Report – *The Manager may provide a brief summary of current events, however, there can be discussion on the following matters:*

- *Manager's update on Council related matters.*
- *Update of Legislative issues.*

7. Comments from the Mayor and Council – *Mayor and Council may present a brief summary on current events. The Council may not propose, discuss, deliberate, or take any legal action of information presented. Council may direct inquiries to staff.*

8. Adjournment.

Council Action: Motion to adjourn.

Posted: November 10, 2004 5:00 p.m.